

REMARKS

Claims 1-11 are pending in this application, and have been amended to define still more clearly what Applicant regards as his invention. No change in scope of these claims is either intended or believed to be effected by these changes. Claims 1 and 3 are independent.

Claims 2, 5, and 7-11 were rejected under 35 U.S.C. § 112, second paragraph, as being indefinite. The claims have been carefully reviewed and amended as deemed necessary to ensure that they conform fully to the requirements of Section 112, second paragraph, with special attention to the points raised in paragraph 2 of the Office Action. It is believed that the rejection under Section 112, second paragraph, has been obviated, and its withdrawal is therefore respectfully requested.

Claim 11 was rejected under 35 U.S.C. § 101 as directed to non-statutory subject matter. Claim 11 has been amended to recite a physically-embodied executable, computer program product containing instructions causing a device to perform certain steps. As such, it is believed that the rejection under Section 101 has been obviated, and its withdrawal is therefore respectfully requested.

Applicant notes with appreciation the allowance of Claims 1, 3, 4, and 6, and the indication that Claims 2, 5, 7, 9, and 10 would be allowable if rewritten to overcome the rejections under 35 U.S.C. § 112, second paragraph, set forth in the Office Action. Since the latter claims have been so rewritten, they are now believed to be in condition for allowance.

An Information Disclosure Statement will follow shortly.

In view of the foregoing amendments and remarks, Applicant respectfully requests favorable reconsideration and early passage to issue of the present application.

Applicant's undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our below listed address.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "Leonard P. Diana", is written over a horizontal line.

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